

resides at 1401 North Potomac Street, Hagerstown, Maryland; a daughter, Mary Ellen Bowman, who is inter-married with Wilbur Bowman, who resides at 139 Westfield Ave. Waynesboro, Pennsylvania; a daughter, Naomi G. Palmer, who is inter-married with Aldine Palmer, who resides at 1004 Salem Avenue, Hagerstown, Maryland; a daughter, Ruth Adell Wollard, who is inter-married with Leo Wollard, who resides at Thurmont, RFD #1, Maryland; a daughter, Hazel Irene Shaffer, who is inter-married with Paul Shaffer, who resides at Thurmont, Maryland; and a son, Charles William Duncan, now deceased, who was inter-married with Buelah Irene Duncan, his wife, said wife now residing near Myersville, Frederick County, Maryland.

The said Charles William Duncan, deceased, departed from this life, intestate, in the year 1950 and the interest to which the said Charles William Duncan was entitled in and to the abovementioned parcels of real estate descended upon and vested in, by the operation of law, unto his wife, Buelah Irene Duncan, who resides near Myersville, Maryland, a son, Guy Duncan, who is inter-married with Irene Duncan, and who resides at Smithsburg, R. F. D. #2, Maryland, and a son, Charles Robert Duncan, an infant, who resides at Lantz, Maryland.

THIRD: That the said Olivia Virginia Duncan, wife of Joseph W. Duncan, deceased, departed from this life, intestate, on or about the 14th day of April, 1956, and that the interest of the said Olivia Virginia Duncan, deceased, in and to the real estate described in Exhibits 1, 2, and 3 in this proceeding, descended upon and vested in, by operation of law, all of the remaining parties to this cause, according to their respective interest.

FOURTH: That all of the above named heirs-at-law are adults, except the Defendant, Charles Robert Duncan, who resides at Lantz, Maryland.

FIFTH: That the real estate mentioned in these proceedings is not susceptible to division in kind among the parties entitled thereto, according to their respective interest, without great loss and damage, and it would be to the best interest and advantage that said property be sold and the proceeds divided among the parties in